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REMARKS

As a preliminary matter, Applicant appreciates the Examiner's indication of allowable subject matter contained in claims 4, 9 and 20. Claim 1 is amended to incorporate the allowable subject matter of claim 9. Claim 14 is amended to incorporate the allowable subject matter of claim 20.

Claims 1-13 stand rejected under 35 U.S.C. 112 as being indefinite. In response, Applicant amended claim 1 to define "operating at the time starting" as "operating mode at a time of starting" in lines 13-14 of claim 1. In line 17 of claim 1, Applicant deleted "such as" and inserted "including." In claim 3, line 3, Applicant amended "first storage, or for a device diagnosis" to "first storage, or software for a device diagnosis" as suggested by the Examiner. For these reasons, withdrawal of the § 112 rejection of claims 1-13 is respectfully requested.

Claims 1-3, 5-8, 10-19, and 21-22 stand rejected 35 U.S.C. 103(a) as being unpatentable Von Ahnen (U.S. Patent No. 6,400,717) in view of one or more of Wolff (U.S. Patent No. 5,987,625), Wikipedia's IP Address, Donohue (U.S. Patent No. 6,202,207), and Wikipedia's Flash Memory and EEPROM. In response, Applicant amended independent claims 1 and 14 to incorporate the allowable subject matter of claims 9 and 20, respectfully, and therefore the rejections are now moot.

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For all of the foregoing reasons, Applicant submits that this Application is in condition for allowance, which is respectfully requested. The Examiner is invited to contact the undersigned attorney if an interview would expedite prosecution.

Respectfully submitted,

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